

REMARKS

Claims 1-37 are pending. An Office Action mailed June 11, 2007 rejected Claim 1 under 35 U.S.C. § 102 and provisionally rejected Claims 1-37 on the ground of non-statutory obviousness-type double patenting. By way of this Amendment, Applicant hereby amends Claims 1, 3 and 4 and cancels Claim 2 and submits a Terminal Disclaimer. Pursuant to 37 C.F.R. § 1.111, Applicant hereby respectfully requests reconsideration of the application.

REJECTION OF CLAIM 1 UNDER 35 U.S.C. § 102

The Office Action rejected Claim 1 as being anticipated by *Hudecek et al.* (hereinafter *Hudecek*). Applicant hereby amends Claim 1 to include the subject matter of cancelled Claim 2. Therefore, Applicant submits that amended Claim 1 is now allowable over *Hudecek*.

DOUBLE PATENTING REJECTION

The Office Action provisionally rejected Claims 1-37 on the ground of non-statutory obviousness-type double patenting as being unpatentable over Claims 1-4 and 6-9 of copending application No. 09/902,963. Applicant hereby submits a Terminal Disclaimer to overcome the provisional rejection.

CONCLUSION

Applicant respectfully submits that all of the claims of the pending application are now in condition for allowance over the cited references. Accordingly, Applicant respectfully requests withdrawal of the rejections, allowance, and early passage through issuance. If the Examiner has any questions, the Examiner is invited to contact the Applicant's agent listed below.

Respectfully submitted,

BLACK LOWE & GRAHAM^{PLLC}



Michael S. Smith
Registration No. 39,563
Direct Dial: 206.749.9888

Encl. Terminal Disclaimer

128

CUSTOMER NUMBER

- 9 -

11000-1-1207ROA